## WITNESSETH:

The parties hereto are parties to an agreement dated January 16, 1964, relating to the construction, maintenance, temporary operation and removal of certain trackage located at Conkelley, Montana, including the track shown colored red and yellow on the plan hereto attached and made a part hereof marked Exhibit "A". Industry desires the removal of the track shown colored yellow on said exhibit, and a modification of said agreement accordingly, all of which is agreeable to Railroad on the terms and conditions hereinafter stated.

## NOW THEREFORE it is mutually agreed:

- 1. In accordance with the terms of the fourth paragraph of Section 2 of said agreement, Railroad, at the expense of Industry, shall remove the track shown colored yellow on said exhibit, and shall pay to Industry the salvage value of the ties.
- 2. Railroad, at Industry's expense, shall continue to maintain the track shown colored red between the letters "A" and "C" on said exhibit.
- 3. The fifth paragraph of Section 2 of said agreement (set forth on the rider attached thereto) is hereby deleted therefrom and the following substituted in lieu thereof:

"Railroad shall lease to Industry the track material, except ties and ballast, for the track shown between the letters B and C on said exhibit. Industry shall pay Railroad the sum of \$121.41 per annum in advance as rental for the use of said track material, except ties and ballast."

4. As modified and amended hereby said agreement dated January 16, 1964, continues and remains in full force and effect between these parties.

In Witness Whereof the parties hereto have executed this agreement the day and year first hereinabove written. GREAT NORTHERN RAILWAY COMPANY ANACONDA ALUMINUM COMPANY APPROVED AS TO FORM DATE DESCRIPTION CORRECT DATE BY APPROVED AS TO TERMS AND CONDITIONS

DATE

BY

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